IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1087 OF 2004
IN
SECOND APPEAL NO.328 OF 2004

Smt.Bamibai Baliram Patil and Anr. ..Applicants
Versus
Smt.Sindhubai Harischandra Thakur & ors...Respondents

Mr.N.V.Bandiwadekar for applicants
Mr.P.K.Deshmukh for Respondent Nos.1 to 4, 6 and 7

CORAM : P.V.KAKADE, J.

DATE : 14TH OCTOBER, 2005

P.C.:

1. Heard both sides.

2. This is an application for Stay of the order passed by Addl. District Judge, Raigad Alibag in Reg.Civil Appeal No.175 of 1997 endorsing the decree of partition passed by the lower court. By ad-interim order granted by this court that is status-quo was directed to be maintained by order dated 16.6.2005.

3. In view of the facts and circumstances the

application is allowed to the extent that the process of partition shall be proceed as per law except for division of the impugned share by metes and bounds and consequent handing over possession. With this direction the application stands disposed of with no order as to costs.